

**NORTH MARIN WATER DISTRICT
REGULATION 19
ENFORCEMENT FOR RECYCLED WATER USE**

a. Violation

Any person found to be violating any provision of the District's Regulation 18 shall be served by the General Manager or other authorized person with written notice stating the nature of the violation and providing a reasonable time limit for satisfactory correction thereof. The violating party shall within the period of time stated in such notice permanently cease the violation.

b. Public Nuisance

Continued operation of any facility in violation of the provisions of these regulations or the continued recycled water use that causes or contributes to a condition of pollution as defined in Water Code section 13050(l) or nuisance as defined in Water Code section 13050(m) is hereby declared to be a public nuisance. The District may cause proceedings to be brought for the abatement of the nuisance during the period of such violation.

c. Liability for Violation

Any person violating any of the provisions of this regulation shall become liable to and shall indemnify the District for any expense, loss or damage occasioned by the District by reason of such violation.

Costs associated with the discovery and correction of an illegal connection to the District's potable or recycled water systems are the responsibility of the property owner to which the illegal connection was made. The property owner shall reimburse the District for its said costs including:

- (1) all District costs to investigate the illegal connection, and
- (2) all District costs as described in Regulation 1, 6, and 18, to correct the connection.

Costs associated with the discovery and correction of an illegal or non-permitted use of the District's recycled water system are the responsibility of the property owner on which property the illegal use occurred. The property owner shall reimburse the District for its said costs including:

- (1) all District costs to investigate the illegal use, and
- (2) all District costs as described in Regulation 1, 6, 18, and 55, to correct the condition of illegal or non-permitted use.

d. Non-Compliance

If a customer fails to comply with this regulation by failure to install, test or correct deficiencies or by removal, tampering with or modifying a requirement device, facility or component; or by unauthorized use of potable or recycled water; the District shall have the right to refuse or terminate water service in accordance with Regulation 55, and, if it deems necessary, physically disconnect the customer's piping from the District's distribution system.

The District may also impose a penalty, in an amount approved by the Board from time to time, to be assessed on the customer water bill.

e. Mandatory Use Assurance

In the event of extended non-use of available and approved recycled water at a property, the consumer shall pay for all potable water used plus a penalty in the amount of 100% of the then current potable water rate. Continued non-use may result in the discontinuation of potable water service supplied for irrigation purposes.